

BEFORE THE  
SURFACE TRANSPORTATION BOARD  
WASHINGTON, D.C.

---

STB Docket No. MC-F-21008

EAST WEST RESORT TRANSPORTATION, LLC,  
AND TMS, LLC, d/b/a  
COLORADO MOUNTAIN EXPRESS  
-PETITION FOR DECLARATORY ORDER-  
MOTOR CARRIER TRANSPORTATION OF PASSENGERS IN COLORADO

---

COLORADO PUBLIC UTILITIES COMMISSION'S  
UNOPPOSED MOTION FOR A 2-DAY EXTENSION OF TIME  
WITHIN WHICH TO RESOLVE PROTECTIVE ORDER ISSUES

David A. Beckett  
Assistant Attorney General  
Business and Licensing Section  
1525 Sherman Street, 5th Floor  
Denver, Colorado 80203  
Telephone: (303) 866-5135

Attorneys for The Public Utilities Commission of  
the State of Colorado

Dated: May 4, 2005

BEFORE THE  
SURFACE TRANSPORTATION BOARD  
WASHINGTON, D.C.

---

STB Docket No. MC-F-21008

EAST WEST RESORT TRANSPORTATION, LLC.  
AND TMS, LLC, d/b/a  
COLORADO MOUNTAIN EXPRESS  
-PETITION FOR DECLARATORY ORDER-  
MOTOR CARRIER TRANSPORTATION OF PASSENGERS IN COLORADO

---

COLORADO PUBLIC UTILITIES COMMISSION'S  
UNOPPOSED MOTION FOR A 2-DAY EXTENSION OF TIME  
WITHIN WHICH TO RESOLVE PROTECTIVE ORDER ISSUES

The Public Utilities Commission of the State of Colorado ("CPUC"), by and through the Colorado Attorney General, respectfully moves the Board for a 2-day extension of time within which resolve protective order issues. In support, CPUC states as follows:

1. On April 14, 2005, East West Resort Transportation, LLC, and TMS, LLC, d/b/a Colorado Mountain Express ("CME"), filed a motion for protective order.
2. On April 19, 2005, CPUC submitted a letter to the Board explaining that the CPUC anticipated filing its reply to CME's motion on or before today, May 4, 2005.
3. During the last couple of weeks, CPUC and CME have engaged in ongoing discussions relating to the discovery and the scope of the requested protective order.

Unfortunately, these discussions have not yet been completed. CPUC and CME expect that a full resolution of the issues related to the pending motion for entry of protective order will occur later this week.

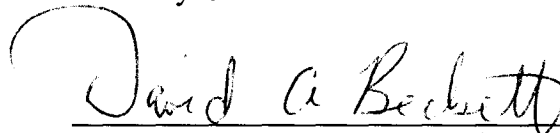
4. CPUC anticipates that, upon conclusion of the aforementioned discussions, it will not oppose the entry of the protective order sought by CME.

5. The undersigned has conferred by telephone with Mr. Tom Burke, counsel for CME, regarding the content of this motion and is authorized to state that CME does not oppose the relief sought herein.

WHEREFORE, the Colorado Public Utilities Commission requests that the Board grant this motion for a 2-day extension of time to resolve protective order issues.

Dated this 4<sup>th</sup> day of May, 2005.

JOHN W. SUTHERS  
Attorney General

A handwritten signature in cursive script, reading "David A. Beckett", is written over a horizontal line.

DAVID A. BECKETT, 23098\*  
Assistant Attorney General  
Business and Licensing Section

Attorneys for the Public Utilities Commission of  
the State of Colorado

1525 Sherman Street, 5<sup>th</sup> Floor  
Denver, CO 80203  
Telephone: (303) 866-5135  
Fax: (303) 866-5395  
\*Counsel of Record

AG FILE: P:\RL\RLBECKDA\PUC\CMEMotExtProtOrder^STB21008.doc

CERTIFICATE OF SERVICE

This is to certify that I have duly served the within COLORADO PUBLIC UTILITIES COMMISSION'S UNOPPOSED MOTION FOR A 2-DAY EXTENSION OF TIME WITHIN WHICH TO RESOLVE PROTECTIVE ORDER ISSUES upon all parties herein by electronic mail and depositing copies of same in the United States mail, first class postage prepaid, or as otherwise indicated, at Denver, Colorado, this 4<sup>th</sup> day of May, 2005, addressed as follows:

Thomas J. Burke Jr.  
Jones & Keller  
1625 Broadway, Suite 1600  
Denver, CO 80202

Fritz R. Kahn  
Fritz R. Kahn P.C.  
1920 N Street NW 8<sup>TH</sup> Floor  
Washington, DC 20036-1601

Morgan Reers